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INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office	From:	Ronald E. Smith
Attn:	Andrew D. Wright - Art Unit 3617	Client:	1027.02
Fax:	(703) 872-9326	Pages:	4 including coversheet
Phone:	(703) 308-6841	Date:	September 8, 2004
Re:	US\$N 10/707,590	CC:	Robert L. Wheeler

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Dear Examiner Leith:

In response to the non-final office action mailed August 12, 2004, we enclose the following:

1. Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated September 8, 2004 (1 page); and
2. Response to Election/Restriction Requirement (2 pages).

Very Respectfully,

Ronald E. Smith
Reg. No. 28,761

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Practitioner's Docket No. 1027.02

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED
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SEP 08 2004

In re Application of: Robert L. Wheeler)

Serial No.: 10/707,590)

Filed: 12/23/2003)

For: Self-Generating Air Cushion Vessel)

Art Unit: 3617
Examiner: Andrew D. Wright
Confirmation: 1589Faxed to Technology Center 3600 at (703) 872-9326
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is a Response To Election/Restriction Requirement for this application.

STATUS

2. Applicant is an independent inventor. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.



SIGNATURE OF PRACTITIONER

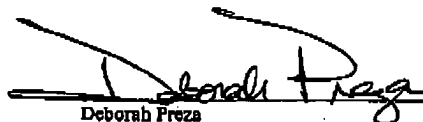
Ronald E. Smith
Smith & Hopen, P.A.
15950 Bay Vista Drive, Ste. 220
Clearwater, FL 33760
(727) 507-8558Reg. No.: 28,761
Customer No.: 21,901

CERTIFICATE OF FACSIMILE TRANSMISSION

(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this correspondence is being transmitted by facsimile to the U.S. Patent and Trademark Office, Group Art Unit 3617, Attn: Andrew D. Wright, (703) 872-9326 on September 8, 2004.

Dated: September 8, 2004


Deborah Preza

(Amendment Transmittal—page 1)

Practitioner's Docket No.: 1027.02

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Robert L. Wheeler)

Serial No.: 10/707,590)

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Art Unit: 3617
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Faxed to Technology Center 3600 at (703) 872-9326
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant responds to the nonfinal Examiner's action mailed August 12, 2004, having a shortened statutory period for response set to expire September 12, 2004 as follows:

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

Applicant elects to prosecute Species A, Figures 1-14. The claims readable thereon are claims 1-10. This election is made without traverse.

REMARKS

If an Examiner's Amendment would place the pending claims in condition for allowance, a telephone call to the undersigned at (727) 507-8558 is requested.

Very respectfully,

SMITH & HOPEN

By: 

Ronald E. Smith
Suite 220
15950 Bay Vista Drive
Clearwater, FL 33760
(727) 507-8558
Attorneys for Applicant

Dated: September 8, 2004

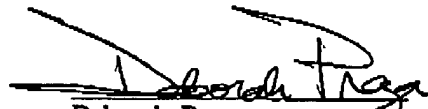
pc: Robert L. Wheeler

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(37 C.F.R. 1.8(a))

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Dated: September 8, 2004


Deborah Preza